S.B. Civil Second Appeal No.338 Of 2002
Shri Jai Singh (now deceased) through his LRS Smt. Santra Devi & Others Vs. Smt. Chandrakala Nahar.

Date Of Order ::: 16.11.2006.

Hon'ble Mr. Narendra Kumar Jain J.

Mr. M.M. Ranjan, Counsel for defendant-appellants.
Mr. B.L. Agarwal, Counsel for plaintiff-respondent

By the Court :

Heard learned counsel for the parties.

Learned counsel for the plaintiff-respondent submits that the parties have entered into a compromise and the defendant-appellants have already handed-over the possession of the rented premises to the plaintiff-respondent, therefore, this appeal has become infructuous.

Learned counsel for the appellants submits that he has no instructions about the compromise in between both the parties, therefore, a liberty may be given to move an application for recalling of the order, in case statement of the learned counsel for the plaintiff-respondent is found to be incorrect.

Consequently, the second appeal is dismissed as having become infructuous with liberty to the appellant to move an application for restoration of the appeal.

(Narendra Kumar Jain) J.